

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 20-1187**September Term, 2024****NRC-CLI-20-04****NRC-CLI-21-04****NRC-CLI-21-07****Filed On:** November 4, 2024

Beyond Nuclear, Inc.,

Petitioner

v.

U.S. Nuclear Regulatory Commission and
United States of America,

Respondents

Fasken Land and Minerals, Ltd., et al.,
Intervenors

Consolidated with 20-1225, 21-1104, 21-1147

BEFORE: Srinivasan, Chief Judge; Henderson, Millett, Pillard, Wilkins,
Katsas, Rao, Walker, Childs, Pan, and Garcia, Circuit Judges

ORDER

Upon consideration of petitioners' motion to hold its petition for en banc review or panel rehearing in abeyance pending issuance of the Supreme Court's decision in Texas v. Nuclear Regulatory Commission, 78 F.4th 827 (5th Cir. 2023), *cert. granted*, No. 23-1300, 2024 WL 4394124 (U.S. Oct. 4, 2024), and the erratum thereto, it is

ORDERED that the motion be granted and this case be held in abeyance pending further order of the court. The parties are directed to file motions to govern further proceedings within 30 days of the Supreme Court's resolution of Texas v. Nuclear Regulatory Commission.

Per Curiam

FOR THE COURT:

Mark J. Langer, Clerk

BY: /s/
Daniel J. Reidy
Deputy Clerk